

REMARKS

Applicants respectfully request reconsideration of this application as amended. Claims 1, 8, and 28 were previously canceled by Examiner's amendment in the Miscellaneous Office Action dated 4/6/09. Claims 2, 5, 6, 7, 10, 37, and 38 have been amended by this Response, and claims 9, 29, and 30 have been canceled. No claims have been added. Therefore, claims 2-7, 10, 16-27, and 31-38 remain.

In the Office Action mailed April 6, 2009, the Examiner indicated that the Board of Patent Appeals and Interferences affirmed the rejection(s) against independent claims 1, 8, and 28, but reversed all rejections against claim(s) 7, 35, and 37 dependent thereon.

In a Notice of Non-Compliant Amendment dated 8/6/09, the Examiner indicated:

☒ E. Other: In response to the BPAI decision rendered on 3/30/2009, Applicant has amended affirmed independent claims 1 and 8 to include the limitations of reversed dependent claims 7 and 37, respectively. However, the affirmed independent claims 1 and 8 (and claim 28) were cancelled by the examiner in the Miscellaneous Action of 4/6/2009, in accordance with MPEP 1214.06. As discussed in the 4/6/2009 Office action, dependent claims 7, 35, and 37 are themselves to be presented in independent form, rather than incorporating those claims into the independent claims from which they depended (i.e., claims 1 and 8). See MPEP 1214.06(II)(B).

In response, Applicants have amended dependent claim(s) 7 (to include the limitations of claims 1), and 37 (to include the limitations of claims 8 and 9) in independent form. Claim 35 has *not* been amended as claim 35 depends from claim 3, which in turn depends from claim 2, which is dependent on claim 7 (which includes the limitations of claim 1 and therefore has been deemed

allowable). Additionally:

- Claim 2 has been amended to depend from claim 7, which includes the limitations of claims 1 and 7. Since claim 7 has been amended to include the limitations of claim 1 and therefore allowable, and claim 2 depends from an allowable claim, claim 2 is also allowable. Claims 3, 4, 5, 6, 35, and 36 are allowable for the same reason.
- Claim 10 has been amended to depend from claim 37. Since claim 37 has been amended to include the limitations of claims 8 and 9 and therefore allowable, and since claim 10 depends from an allowable claim, it follows that claim 10 is also allowable. Claim 38 is allowable for the same reason.

Conclusion

Applicants respectfully submit that the claims as amended are in condition for allowance. The Examiner is invited to initiate an interview with the undersigned by calling 916-356-5374 if the Examiner believes that such an interview will advance prosecution of this application.

Charge our Deposit Account

Please charge any shortage to our Deposit Account No. 50-0221.

Respectfully submitted,

Date: September 3, 2009

/Derek J. Reynolds/

Derek Reynolds

Reg. No. 60,104

INTEL CORPORATION
c/o CPA Global
P.O. Box 52050
Minneapolis, MN 55402